

UNITED STATES BANKRUPTCY COURT
DISTRICT OF DELAWARE

JUDGE PETER J. WALSH

824 MARKET STREET
WILMINGTON, DE 19801
(302) 252-2925

November 12, 2009

Robert L. Habig, Ph.D.
6130 Golfview Drive
Gurnee, IL 60031-4701

Re: Cytometrics, Inc.
Case No. 01-01136

Dear Mr. Habig:

This is in response to your letter of September 28, 2009 (Doc. # 416) complaining of the conduct of the Chapter 7 Trustee in his dealings with you in the above referenced case. Your letter makes two requests: (1) reimbursement for your time and expenses incurred in dealing with the Chapter 7 Trustee and (2) an examination of the conduct of the Chapter 7 Trustee in dealing with you in this case.

By a copy of this letter to the Chapter 7 Trustee's counsel, with respect to the first request, your letter will be treated as a motion for relief in this Court so that a responsive pleading may be filed by counsel for the Chapter 7 Trustee.

With respect to the second request, I will defer to the office of the United States Trustee for the District of Delaware. It is my understanding that the office of the United States Trustee

for the District of Delaware has supervisory authority over the Chapter 7 trustees in this District. Thus, if you have a complaint with respect to the Chapter 7 Trustee's conduct in this case, you should address it to: William K. Harrington, Esquire, Office of the United States Trustee, 844 N. King Street, Room 2207, Wilmington, DE 19801.

Very truly yours,

Peter J. Walsh

Peter J. Walsh

PJW:ipm

cc: Magdalena Schardt, Esq.